



## State of Utah

### Department of Natural Resources

MICHAEL R. STYLER  
*Executive Director*

### Division of Oil, Gas & Mining

JOHN R. BAZA  
*Division Director*

JON M. HUNTSMAN, JR.  
*Governor*

GARY R. HERBERT  
*Lieutenant Governor*

December 8, 2005

CERTIFIED RETURN RECEIPT  
7002 0510 0003 8603 2175

Gary Burningham  
Burningham Enterprises  
95 North 200 East  
P.O. Box 974  
American Fork, Utah 84003

Subject: Final Assessment, Cessation Order MC-05-02-01(1), Burningham Enterprises, Mammoth Ridge #1, S/017/048, Garfield County, Utah

Dear Mr. Burningham:

On October 21, 2005, the Division sent you the proposed reassessment, via Certified Mail, associated with the above-mentioned Cessation Order. Under rules R647-7-106 & R646-7-107 you are allowed 30 days from the receipt of the proposed assessment to request a conference or hearing to review the fact of the violation or assessment. Our records indicate that you received the reassessment on October 25, 2005.

If you wanted to appeal the fact of the Cessation Order or request a review of the proposed penalty assessment, that conference or hearing should have been requested on or before November 24, 2005. No request has been made; therefore, under R647-7-108 the opportunity to appeal is past and the proposed assessment is now considered final.

**The penalty in the amount of \$528 is now due and payable.** Please remit payment to the Division, mail c/o Vickie Southwick. Failure to provide the required payment within 30 days may result in civil action in the appropriate district court.

Thank you for resolving this situation. Please call me at (801) 538-5325 if you have any questions.

Sincerely,

Daron R. Haddock  
Assessment Officer

DRH:jb

cc: Vicki Bailey, DOGM  
Vickie Southwick, DOGM

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